THE HONOURABLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO.1278 OF 1999

DATED: 02-08-2005

BETWEEN;

I.D.P.L.(Hyd)Workers Union,Hyderabad.

..PETITIONER

VS.

The Union of India and two others.

..RESPONDENTS

THE HONOURABLE SRI JSUTICE C.V.RAMULU

WRIT PETTION NO.1278 OF 1999

ORAL ORDER

The writ petition is filed seeking writ of Mandamus to declare the action of the respondents in not depositing the L.I.C. premium amount collected from the employees to their respective policy accounts as illegal, arbitrary and violative of principles of natural justice and consequently to direct the respondents to revive the Life Insurance Policies of the employees of the I.D.P.L (Hyderabad).

Heard the learned counsel for the petitioner and the learned counsel for the

respondents.

The controversy, in the present writ petition, is that the members of the petitioner-union are working in I.D.P.L. and the management had deducted the amounts towards premium of the L.I.C, but the same was not deposited in the concerned L.I.C units.

Now, it is asserted by the learned counsel for the respondents that the petitioner-union had filed a Writ Petition being W.P.2056 of 1998 contending that the I.D.P.L Management has not paid the LIC policies premium and the same is arbitrary and illegal. The said writ petition was disposed of by this Court dated 04-11-1998 with the following order::-

> " On instructions, the learned counsel for the respondent submits that non-remittance of premiums recovered from the salaries of employees to the LIC was due to non-receipt of adequate funds by plant and that the amounts are provided in the revival package which is now pending before the Government of India. It is stated that on receipt of funds from the Government of India and on approval of the revival package, the issue would be sought out.
>
> Interest of justice would be met by directing the respondents herein to take immediate steps upon receiving the necessary funds from the Government of India and if necessary by requesting the LIC to extent the time. For the present and in view of the existing financial position of the IDPL, no directions as prayed for could be issued.
>
> It is hoped and trusted that the f1st respondent herein would expeditiously sort out this issue as it involved the money for which the workman are legitimately entitled."

Further, it is the contention of the learned counsel for the respondents that in view of the above they paid Rs.1,25,00,000/- on 08-06-1999 and 29-06-1999, LIC adjusted Rs.1,07,37,791/- towards 665 policies. The learned counsel for the respondents along with a counter-affidavit, placed a letter dated 20-07-2005, purported to have been addressed to the learned counsel for the respondents by the General manager, I.D.P.L. stating that the I.D.P.L had paid all necessary funds in June 1999 and got all policies in respect of persons on roll revived and solved the problem. The LIC also refunded the balance amount to I.D.P.L vide their cheque dated 31-03-2000.

In view of the above, nothing remains in this writ petition to be adjudicated. Accordingly, the writ petition is closed. No order as to costs.

_____

C.V.RAMULU,J

2ND AUGUST,2005

*TSNR